

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of )

Giuseppe PENZO et al. )

Serial No. 10/581,981 )

Filed: June 7, 2006 )

For LIQUID-PHASE PROCESS FOR )  
POLYMERIZING OLEFINS )Mail Stop Missing Parts  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

TRANSMITTAL LETTER

Submitted herewith for filing in the U.S. Patent and Trademark Office are the following:

- ☒ Postcard
- ☒ Transmittal Letter
- ☒ Letter Transmitting Missing Requirements (in duplicate) (2 pages)
- ☒ Copy of Form PCT/DO/EO/905 (371 Formalities Notice) (2 pages)
- ☒ Copy of PCT Request including Declaration (7 pages)

Respectfully submitted,

GIUSEPPE PENZO ET AL.

By

Jarrod N. Raphael

Registration No. 55,566

Agent for Applicant

Basell USA Inc.  
912 Appleton Road  
Elkton, Maryland 21921  
Date: March 5, 2007

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P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**LETTER TRANSMITTING MISSING REQUIREMENTS UNDER 35 USC 371**

In reference to the Notification of Missing Requirements Under 35 USC 371 in the United States Designated/Elected Office, mailed February 14, 2007, and the statement that the Oath or Declaration does not comply with 37 CFR 1.497(a) and (b) in that it is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68, please note the papers filed for this application on June 7, 2006, included a copy of the PCT Request, which included the completed Declaration in Box No. VIII (iv) as well as the signature of the inventors named in Box No. X. We enclose a copy of the PCT Request filed on June 7, 2006, herein.

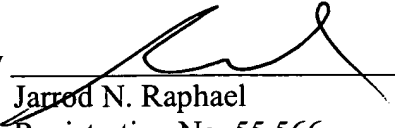
Accordingly, Applicant respectfully requests the Patent Office to withdraw the aforementioned Notification of Missing Requirements, and issue a filing and 371 date of June 7, 2006 for the above-captioned application.

No fee under 37 CFR 1.492(h) is believed to be due with this response given Applicant previously filed a Declaration with the PCT Request. However, if a fee is due, please charge Deposit Account No. 08-2336.

Respectfully submitted,

**GIUSEPPE PENZO ET AL.**

By

  
Jarrod N. Raphael  
Registration No. 55,566  
Agent for Applicant

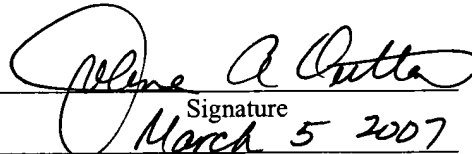
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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on March 5, 2007.

03/08/2007 MKAYPAGH 00000110 082336 10581981  
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Signature  
March 5 2007  
Date



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/581,981	FIRST NAMED APPLICANT Giuseppe Penzo	ATTY. DOCKET NO. FE 6146 (US)
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INTERNATIONAL APPLICATION NO.
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PCT/EP04/13550

I.A. FILING DATE 11/29/2004	PRIORITY DATE 12/11/2003
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34872  
 BASELL USA INC.  
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 ELKTON, MD 21921

*JNR*  
**Received Basell**

FEB 16 2007

IP / Law

Date Mailed: 02/14/2007

CONFIRMATION NO. 7224

371 FORMALITIES LETTER



\*OC000000022485996\*

*Due: 4/14/07*

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/07/2006
- Copy of the International Search Report filed on 06/07/2006
- Preliminary Amendments filed on 06/07/2006
- Information Disclosure Statements filed on 06/07/2006
- Oath or Declaration filed on 06/07/2006
- Request for Immediate Examination filed on 06/07/2006
- U.S. Basic National Fees filed on 06/07/2006
- Priority Documents filed on 06/07/2006
- Specification filed on 06/07/2006
- Claims filed on 06/07/2006
- Abstracts filed on 06/07/2006
- Drawings filed on 06/07/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the

missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/581,981	PCT/EP04/13550	FE 6146 (US)